

NANCY J. GEENEN (CA BAR No. 135968)
JASON M. JULIAN (CA BAR No. 215342)
MICHAEL J. SONG (CA BAR No. 243675)
GINA A. BIBBY (CA BAR No. 242657)
FOLEY & LARDNER LLP
ONE MARITIME PLAZA, SIXTH FLOOR
SAN FRANCISCO, CA 94111-3404
TELEPHONE: (415) 434-4484
FACSIMILE: (415) 434-4507
ngeenen@foley.com
jjulian@foley.com
msong@foley.com
gbibby@foley.com

MICHAEL D. KAMINSKI (ADMITTED *PRO HAC VICE*)
KENNETH E. KROSIN (ADMITTED *PRO HAC VICE*)
GEORGE C. BEST (ADMITTED *PRO HAC VICE*)
SHAUN R. SNADER (ADMITTED *PRO HAC VICE*)
FOLEY & LARDNER LLP
WASHINGTON HARBOUR
3000 K STREET, N.W., SUITE 500
WASHINGTON, D.C. 20007-5143
TELEPHONE: (202) 672-5300
FACSIMILE: (202) 672-5399
mkaminski@foley.com
kkrosin@foley.com
gbest@foley.com
ssnader@foley.com

ATTORNEYS FOR PLAINTIFF NICHIA CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NICHIA CORPORATION

Plaintiff,

vs.

SEOUL SEMICONDUCTOR, LTD. AND SEOUL
SEMICONDUCTOR, INC.

Defendants.

Case No. 03:06-CV-0162-MMC

**ORDER DENING DEFENDANTS'
MOTION TO SEAL PORTIONS OF
OPPOSITION TO PLAINTIFF'S
MOTION IN LIMINE TO EXCLUDE
EVIDENCE DAMAGES DO NOT BEGIN
TO RUN AS EARLY AS MARCH 11, 2005**

JUDGE: HONORABLE MAXINE M. CHESNEY

///

///

///

///

///

///

///

Pursuant to Civil Local Rule 79-5, Defendants Seoul Semiconductor, Ltd. and Seoul Semiconductor, Inc. (collectively "Seoul") have moved the Court [D.I. # 599] to issue an administrative order that authorizes the sealing of its Opposition to Nichia's Motion In Limine No. 3 to Exclude Evidence and Arguments That Damages Do Not Begin to Run as Early as March 11, 2005 [D.I. #596]. Seoul contends that some of this material has been designated confidential by Plaintiff Nichia Corporation ("Nichia"). *See* Decl. of Hoddy Potter ¶ 1 [D.I. # 601]. Nichia has submitted a declaration pursuant to Civil Local Rule 79-5(d) regarding these materials. *See* 8/27/07 Declaration of Kimberly K. Dodd.

After considering the papers relating to Seoul's administrative motion [D.I. # 599],

IT IS HEREBY ORDERED that:

1. Seoul's motion to seal the following portions of its Opposition to Nichia's Motion In Limine No. 3 to Exclude Evidence and Arguments That Damages Do Not Begin to Run as Early as March 11, 2005 is DENIED based on Nichia's withdrawal of the confidentiality designations for these materials: 2:23-28; 3:1-4, 19-20; and 5:20-21. Seoul shall file an unredacted version of its opposition to Nichia's Motion In Limine No. 3 no later than September 4, 2007.

Dated: August 29, 2007


The Honorable Maxine M. Chesney